

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:)	Chapter 11
)	
W. R. GRACE & CO., <u>et al.</u> , ¹)	Case No. 01-01139 (KG)
)	(Jointly Administered)
Reorganized Debtors.)	

CERTIFICATE OF SERVICE

I, James E. O'Neill, hereby certify that on the 13th day of October, 2016, I caused a copy of the following document to be served on the individuals on the attached service list in the manner indicated:

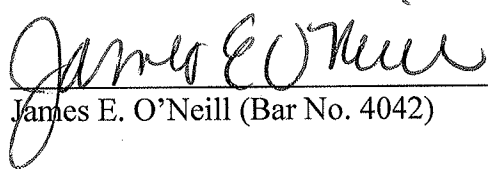
**NOTICE OF MOTION FOR SUMMARY JUDGMENT PURSUANT TO
FED. R. BANKR. P. 7056 FOR PARTIAL ALLOWANCE AND PARTIAL
DISALLOWANCE OF CLAIM NO. 7021, FILED BY NORFOLK
SOUTHERN RAILWAY COMPANY;**

**MOTION FOR SUMMARY JUDGMENT PURSUANT TO FED. R.
BANKR. P. 7056 FOR PARTIAL ALLOWANCE AND PARTIAL
DISALLOWANCE OF CLAIM NO. 7021, FILED BY NORFOLK
SOUTHERN RAILWAY COMPANY;**

**MEMORANDUM IN SUPPORT OF THE REORGANIZED DEBTORS'
MOTION FOR SUMMARY JUDGMENT PURSUANT TO FED. R.
BANKR. P. 7056 FOR PARTIAL DISALLOWANCE OF CLAIM NO. 7021,
FILED BY NORFOLK SOUTHERN RAILWAY; AND**

¹ The Reorganized Debtors are W. R. Grace & Co. (f/k/a Grace Specialty Chemicals, Inc. or Grace) and W. R. Grace & Co.-Conn. ("Grace-Conn.").

**PROPOSED FINDINGS OF UNCONTESTED FACTS IN SUPPORT OF
THE REORGANIZED DEBTORS' MOTION FOR SUMMARY
JUDGMENT PURSUANT TO FED. R. BANKR. P. 7056 FOR PARTIAL
DISALLOWANCE OF CLAIM NO. 7021, FILED BY NORFOLK
SOUTHERN RAILWAY**


James E. O'Neill (Bar No. 4042)

W. R. Grace NEW 2002 Service List
Case No. 01-1139 (KJC)
Doc. No. 191999
15 – HAND DELIVERY
29 – FIRST CLASS MAIL
01 – FOREIGN FIRST CLASS

(Counsel to Reorganized Debtors)
Laura Davis Jones, Esquire
James E. O'Neill, Esquire
Pachulski Stang Ziehl & Jones LLP
919 N. Market Street, 17th Floor
Wilmington, DE 19899-8705

HAND DELIVERY
(United States Trustee)
Richard L. Schepacarter, Trial Attorney
Office of the US Trustee
J. Caleb Boggs Federal Building, Suite 2207
844 King Street
Lockbox 35
Wilmington, DE 19801

HAND DELIVERY
(Co-Counsel for Roger Frankel FCR)
John C. Phillips, Jr., Esquire
Phillips, Goldman & Spence, P.A.
1200 N. Broom Street
Wilmington, DE 19806

HAND DELIVERY
(Counsel to Representative Counsel to Canadian ZAI Claimants)
Daniel K. Hogan, Esquire
The Hogan Firm
1311 Delaware Avenue
Wilmington, DE 19806

HAND DELIVERY
(Counsel to PD Future Claimant Representative)
R. Karl Hill, Esquire
Seitz, Van Ogtrop & Green, P.A.
222 Delaware Avenue, Suite 1500
PO Box 68
Wilmington, DE 19899

HAND DELIVERY
(Asbestos PD Trust (7A))
Richard B. Schiro, Corporate Trust Administration
WRG Asbestos PD Trust
c/o Wilmington Trust
1100 N. Market Street
Wilmington, DE 19890-1625

HAND DELIVERY
(Counsel to Asbestos PI Trust)
Marla Rosoff Eskin, Esquire
Mark T. Hurford, Esquire
Campbell & Levine, LLC
222 Delaware Avenue, Suite 1620
Wilmington, DE 19801

HAND DELIVERY
(Counsel for Edward B. Cottingham, Jr., ZAI Trustee and the ZAI Claimants)
William D. Sullivan, Esquire
Sullivan Hazeltine Allinson LLC
901 N. Market Street, Suite 1300
Wilmington, DE 19801

HAND DELIVERY
(Counsel to Samson Hydrocarbons)
Rachel B. Mersky, Esquire
Monzack Mersky McLaughlin and Browder, P.A.
1201 N. Orange Street, Suite 400
Wilmington, DE 19801

HAND DELIVERY

(Counsel to BNSF Railway Company)

David M. Fournier, Esquire
Pepper Hamilton LLP
Hercules Plaza, Suite 5100
1313 N. Market Street
Wilmington, DE 19801

HAND DELIVERY

(Counsel to Mark Hankin and Hanmar Associates MLP)

David M. Fournier, Esquire
James C. Carignan, Esquire
Pepper Hamilton LLP
Hercules Plaza, Suite 5100
1313 N. Market Street
Wilmington, DE 19801

HAND DELIVERY

(Counsel to the State of Montana)

Francis A. Monaco, Jr., Esquire
Kevin J. Mangan, Esquire
Matthew P. Ward, Esquire
Womble Carlyle Sandridge & Rice, LLP
222 Delaware Avenue, Suite 1501
Wilmington, DE 19801

HAND DELIVERY

(Counsel to Plum Creek Timberlands, L.P.)

Christopher A. Ward, Esquire
Polsinelli PC
222 Delaware Avenue, Suite 1101
Wilmington, DE 19801

HAND DELIVERY

(Counsel for Norfolk Southern Railway Company)

David J. Baldwin, Esquire
Etta R. Mayers, Esquire
Potter Anderson & Corroon LLP
1313 N. Market Street, 6th Floor
PO Box 951
Wilmington, DE 19801

HAND DELIVERY

(Local Counsel for Miracon Technologies, LLC)

Lisa L. Coggins, Esquire
Ferry Joseph, P.A.
824 Market Street, Suite 1000
PO Box 1351
Wilmington, DE 19899

HAND DELIVERY

(Counsel to Ford Motor Company)

Christian J. Singewald, Esquire
James Yoder, Esquire
White and Williams LLP
824 N. Market Street, Suite 902
PO Box 709
Wilmington, DE 19899

FIRST CLASS MAIL

(Co-Counsel to Reorganized Debtor)

John Donley, Esquire
Adam Paul, Esquire
Ryan Hehner, Esquire
Kirkland & Ellis LLP
300 N. LaSalle
Chicago, IL 60654

FIRST CLASS MAIL

(Counsel to Reorganized Debtor)

Roger J. Higgins, Esquire
The Law Offices of Roger Higgins, LLC
1 N. Bishop Street, Suite 14
Chicago, IL 60607-1823

FIRST CLASS MAIL

(Reorganized Debtor)

W. R. Grace & Co.
Attn: Mark Shelnitz
7500 Grace Drive
Columbia, MD 21044

FIRST CLASS MAIL

(The Future Claimants' Representative)

Roger Frankel, Esquire
Richard H. Wyron, Esquire
Frankel Wyron LLP
2101 L Street, NW, Suite 800
Washington, DC 20037

FIRST CLASS MAIL

*(Counsel to Hon. Alex. M. Sanders Jr.,
PDFCR)*

Alan B. Rich, Esquire
Attorney and Counselor
4244 Renaissance Tower
1201 Elm Street
Dallas, TX 75270

FIRST CLASS MAIL

(Trustee - Asbestos PD Trust (7A))

Richard B. Schiro
WRG Asbestos PD Trust
2706 Fairmount Street
Dallas, TX 75201-1958

FIRST CLASS MAIL

(Counsel for Asbestos PD Trust (7A))

Deborah D. Williamson, Esquire
Cox Smith Matthews Incorporated
112 E. Pecan Street, Suite 1800
San Antonio, TX 78205

FIRST CLASS MAIL

(Counsel for ZAI Claimants)

Edward J. Westbrook, Esquire
Richardson, Patrick, Westbrook &
Brickman, LLC
1037 Chuck Dawley Boulevard., Building A
Mt. Pleasant, SC 29464

FIRST CLASS MAIL

(ZAI Trustee)

Edward B. Cottingham, Jr., Esquire
The Cottingham Law Firm
317 Wingo Way, Suite 303
Mt. Pleasant, SC 29464

FIRST CLASS MAIL

*(Counsel for Edward B. Cottingham, Jr.,
ZAI Trustee)*

M. Dawes Cooke, Esquire
Barnwell Whaley Patterson & Helms LLC
288 Meeting Street, Suite 200
Charleston, SC 29401

FIRST CLASS MAIL

(Asbestos PI Trust)

B. Thomas Florence, Executive Director
WRG Asbestos PI Trust
c/o ARPC
1220 19th Street NW, Suite 700
Washington, DC 20036

FIRST CLASS MAIL

(Counsel to Asbestos PI Trust)

Philip E. Milch, Esquire
Campbell & Levine, LLC
1700 Grant Building
Pittsburgh, PA 15219

FIRST CLASS MAIL

(Counsel to Asbestos PI Committee)

Elihu Inselbuch, Esquire
Caplin & Drysdale, Chartered
600 Lexington Avenue, 21st Floor
New York, NY 10022-6000

FIRST CLASS MAIL

(Counsel to Asbestos PI Committee)

Ann McMillan, Esquire
Caplin & Drysdale, Chartered
One Thomas Circle, N.W., Suite 1100
Washington, DC 20005-5802

FIRST CLASS MAIL

*(Special Insurance Coverage Counsel to the
Official Committee of Asbestos Personal
Injury Claimants)*

Robert M. Horkovich, Esquire
Anderson Kill P.C.
1251 Avenue of the Americas
New York, NY 10020-1182

FIRST CLASS MAIL

(Counsel to Asbestos PI Trust)

James C. Melville, Esquire
Kaplan, Strangis and Kaplan, P.A.
90 S. Seventh Street, Suite 5500
Minneapolis, MN 55402

FIRST CLASS MAIL

(Counsel to Asbestos PI Trust)

Edward E. Steiner, Esquire
Keating Muething & Klekamp PLL
One E. Fourth Street, Suite 1400
Cincinnati, OH 45202

FIRST CLASS MAIL

(Counsel to Plum Creek Timberlands, L.P.)

John R. Knapp, Jr., Esquire
Miller Nash LLP
2801 Alaskan Way, Suite 300
Seattle, WA 98121

FIRST CLASS MAIL

(Counsel to the Official Committee of Equity Security Holders)

David E. Blabey, Jr., Esquire
Kramer Levin Naftalis & Frankel LLP
1177 Avenue of the Americas
New York, NY 10036

FIRST CLASS MAIL

(Counsel to Samson Hydrocarbons)

Greg A. Lowry, Esquire
Locke Lord, LLP
2200 Ross Avenue, Suite 2200
Dallas, TX 75201

FIRST CLASS MAIL

(Counsel to BNSF Railway Company)

Edward C. Toole, Jr., Esquire
Pepper Hamilton LLP
300 Two Logan Square
Eighteenth and Arch Streets
Philadelphia, PA 19103-2799

FIRST CLASS MAIL

(Creditor)

Michael R. Sew Hoy, Civil Division
U.S. Department of Justice
950 Pennsylvania Avenue, N.W.
Washington, DC 20530-0001

First Class Mail

(Counsel to Numerous Asbestos Claimants)

Scott W. Wert, Esquire
Roger Heath, Esquire
Foster & Sear, LLP
817 Greenview Drive
Grand Prairie, TX 75050

FIRST CLASS MAIL

(Counsel to Continental Casualty Company, Transportation Insurance Company, CAN ClaimPlus, Inc., as successor in interest to RSKCo Services, Inc. f/k/a Transcontinental Technical Services, Inc.)

Jonathan W. Young, Esquire
Edwards Wildman Palmer LLP
225 W. Wacker Drive
Chicago, IL 60606-1229

FIRST CLASS MAIL

(Counsel to Plum Creek Timberlands, L.P.)

John R. Rizzardi, Esquire
Jessica Tsao, Esquire
Cairncross & Hempelmann, P.S.
524 Second Avenue, Suite 500
Seattle, WA 98104-2323

FIRST CLASS MAIL

(Counsel for the United States)

Charles M. Oberly, III, US Attorney
Kathryn Keneally, Asst. US Attorney
Ari D. Kunofsky, Trial Attorney
U. S. Department of Justice, Tax Division
PO Box 227
Washington, DC 20044

FIRST CLASS MAIL

(Counsel for Norfolk Southern Railway Company)

Kevin M. Andris, Esquire
Norfolk Southern Railway Company, Law
Dept.
Three Commercial Place
Norfolk, VA 23510-9242

FIRST CLASS MAIL

(Creditor)

Orfelio M. Mayor, Esquire
Palm Beach County Tax Collector
PO Box 3715
West Palm Beach, FL 33402

FIRST CLASS MAIL

(Counsel for Miracon Technologies, LLC)

Kasia Brozynski, Esquire
Shannon, Gracey, Ratliff & Miller, LLP
420 Commerce Street, Suite. 500
Fort Worth, TX 76102

FOREIGN FIRST CLASS

(Counsel to Canadian ZAI Claimants)

Yves Lauzon, Esquire
Michel Belanger, Esquire
Lauzon Belanger Lesperance Inc.
286 Saint-Paul West, Suite 100
Montréal, Quebec H2Y 2A3
CANADA